

HOUSE BILL 1574
By Buck

AN ACT to amend Tennessee Code Annotated, Title 8, Chapter 7; Title 8, Chapter 14, Part 4; Title 16, Chapter 3, Part 8 and Title 40, Chapter 3, Part 2, relative to the office of district attorney general, district public defender and trial court judge.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 8, Chapter 7, Part 6, is amended by adding the following as a new section:

Section 8-7-607.

(a) Beginning September 1, 2003, and each September 1 thereafter, the office of each district attorney general in this state shall submit to the office of executive director of the district attorneys general conference a detailed report of funds received and disbursed by the district attorney general. This report shall be on a form prescribed by the comptroller of the treasury and shall be submitted to the comptroller of the treasury annually for audit.

(b) The detailed report required by subsection (a) shall include:

(1) The amount of money each county in the judicial district appropriated for the benefit of the district attorney general's office;

(2) A listing of all funds received by or available to the district attorney general's office from:

- (A) Fines and forfeitures of appearance bonds;
 - (B) Proceeds derived from asset seizures and forfeitures;
 - (C) Any moneys collected pursuant to title 40, chapter 3, part 2;
 - (D) Any moneys received from federal grants;
 - (E) Any moneys or other things of value received from gifts or voluntary contributions; and
 - (F) Any moneys, supplies, equipment, goods, services or other thing of value received from any other source; and
- (3) A listing of the disbursements made from all funds

enumerated in this subsection.

SECTION 2. Tennessee Code Annotated, Section 40-3-202, is amended by deleting the language:

Subject to the limitations of § 40-3-209(b), the use of any moneys collected under the provisions of this part shall be at the discretion of the district attorney general of the district and shall include, but not be limited to, the following:

and substituting instead the following:

Subject to the limitations of § 40-3-209(b), the use of any moneys collected under the provisions of this part shall be used exclusively for the following purposes:

SECTION 3. Tennessee Code Annotated, Title 8, Chapter 14, Part 4, is amended by adding the adding the following as a new section:

Section 8-14-409.

(a) Beginning September 1, 2003, and each September 1 thereafter, each district public defender who is a member of the district public defender's

conference in this state shall submit to the office of executive director of the district public defender's conference a detailed report of funds received and disbursed by the district public defender. This report shall be on a form prescribed by the comptroller of the treasury and shall be submitted to the comptroller of the treasury annually for audit.

(b) The detailed report required by subsection (a) shall include:

(1) The amount of money each county in the judicial district appropriated for the benefit of the district public defender's office;

(2) A listing of all funds received by or available to the district public defender's office from:

(A) Any moneys received from federal grants;

(B) Any moneys or other things of value received from gifts or voluntary contributions; and

(C) Any moneys, supplies, equipment, goods, services or other thing of value received from any other source; and

(3) A listing of the disbursements made from all funds enumerated in this subsection.

SECTION 4. Tennessee Code Annotated, Title 16, Chapter 3, Part 8, is amended by adding the adding the following as a new section:

Section 16-3-814.

(a) Beginning September 1, 2003, and each September 1 thereafter, each active chancellor and judge of a court of record who is a member of the judicial conference in this state shall submit to the director of the administrative office of the courts a detailed report of funds received and disbursed by the judge or the judge's office. This report shall be on a form prescribed by the comptroller

of the treasury and shall be submitted to the comptroller of the treasury annually for audit.

(b) The detailed report required by subsection (a) shall include:

(1) The amount of money each county in the judicial district appropriated for the benefit of each trial judge's office;

(2) A listing of all funds received by or available to each judge's office from:

(A) Any moneys received from federal grants;

(B) Any moneys or other things of value received from gifts or voluntary contributions; and

(C) Any moneys, supplies, equipment, goods, services or other thing of value received from any other source; and

(3) A listing of the disbursements made from all funds enumerated in this subsection.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.